

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

KalshiEX, LLC
Plaintiff

* Case No.: 25-cv-1283-ABA

*

v.

*

John A. Martin, et al.,
Defendants.

*

* * * * *

DEFENDANTS' NOTICE OF SUPPLEMENTAL AUTHORITY

Defendants hereby give notice of legal authority relevant to this litigation: the Fourth Circuit ruling in the matter *GenBioPro, Inc. v. Raynes*, No. 23-2194, 2025 WL 1932936 (4th Cir. July 15, 2025) which finds that, “[b]ecause the [Food and Drug Administration Amendments Act] falls well short of expressing a clear intention to displace the states’ historic and sovereign right to protect the health and safety of their citizens,” it did not preempt West Virginia state law. *Id.* at *1.

ANTHONY G. BROWN
Attorney General of Maryland

/s Erik J. Delfosse
ERIK J. DELFOSSE
Federal Bar No. 18881
Assistant Attorney General
Maryland Lottery and Gaming Control Agency
1800 Washington Boulevard; Suite 330
Baltimore, Maryland 21230

/s Max F. Brauer
MAX F. BRAUER
Federal Bar No. 30162
Assistant Attorney General
Securities Division
200 Saint Paul Place; 25th Floor
Baltimore, Maryland 21202

Attorneys for Defendants, John A. Martin, Maryland Lottery and Gaming Control Commission, Maryland Lottery and Gaming Control Agency, Everett D. Browning, Sr., E. Randolph Marriner, Ade Adebisi, Diane Croghan, George L. Doetsch, Jr., Harold E. Hodges, and James J. Stakem, Michael Eaton, and Anthony G. Brown

July 17, 2025